

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER  
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF  
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office SEP 18 2003

Returned to applicant for correction \_\_\_\_\_

Corrected application filed \_\_\_\_\_

Map filed SEP 18 2003 under 70416

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The applicant **Robert J. and Mary K. Eastman Family Trust**, hereby make application for permission to change the **Point of Diversion, Manner of Use and Place of use** for a portion of water heretofore appropriated under **Permit 31204, Certificate 10684**

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1. The source of water is **an underground source in Nye County, Nv**
2. The amount of water to be changed **0.0549 CFS., not to exceed 10 AFA.**
3. The water to be used for **Commercial Nursery and Domestic**
4. The water heretofore permitted for **Irrigation and Domestic**
5. The water is to be diverted at the following point **within Government Lot 1 of Section 35, T.16S., R.48E., M.D.M., or at a point from which the East ¼ Corner of said Section 35 bears N 18°26' E., a distance of 1009 feet**
6. The existing permitted point of diversion is located within the **NW.¼ NE.¼ of Section 8, T.16S., R.49E., M.D.M., or at a point from which the North ¼ Corner of said Section 8 bears N. 87°32' W., a distance of 967.82 feet**
7. Proposed place of use **20 acres within Government Lot 1, Section 35, T.16S., R.48E., M.D.M. 5 acres within Government Lot 8, Section 35, T.16S., R.48E., M.D.M. 25 acres total**
8. Existing place of use **2 acres within the W.½ NE¼ NW.¼ NE.¼ of Section 8, T.16S., R.49E., M.D.M.**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **an 8" dia. x 200' deep driven well with a 3 hp. submersible pump, pipe and wire**
12. Estimated cost of works **\$8000**
13. Estimated time required to construct works **2 years**
14. Estimated time required to complete the application of water to beneficial use **5 years**
15. Remarks: **This water is to be used to grow seedling nursery trees which are to be removed and replaced on a periodic basis, and have a lower duty of water than alfalfa. This will require a larger place of use.**

By **Lisle Lowe**  
**s/Lisle Lowe**  
**HCR. 69, Box 400 E**  
**Amargosa Valley, Nv**

Compared cmf/ sam ag/sam

Protested \_\_\_\_\_

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APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion, place of use and manner of use of a portion of the waters of an underground source as heretofore granted under Permit 31204, Certificate 10684 is issued subject to the terms and conditions imposed in said Permit 31204, Certificate 10684 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

If any water under this permit is cancelled, withdrawn, or any water is not put to beneficial use, it will revert to the groundwater source and not back to the base water right.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0549 cubic feet per second, but not to exceed 10.0 acre-feet annually, and not to exceed a yearly duty of 5.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before:

August 25, 2006

Proof of completion of work shall be filed on or before:

September 25, 2006

Water must be placed to beneficial use on or before:

August 25, 2009

Proof of the application of water to beneficial use shall be filed on or before:

September 25, 2009

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RICCI, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 25th day of August, A.D. 2004

  
State Engineer

Completion of work filed \_\_\_\_\_

Proof of beneficial use filed \_\_\_\_\_

Cultural map filed N/A

Certificate No. \_\_\_\_\_ Issued \_\_\_\_\_

